



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
JAMES W. LANDES) Art Unit: 3616
Application No.: 10/025,721) Examiner: FLEMING, FAYE M.
Filed: DECEMBER 19, 2001) Paper No.: 6
For: METHOD AND APPARATUS FOR)
LIMITING TORQUE FROM A MOTOR)
Attorney Docket No.: 01-638)

Peoria, Illinois 61629-6490

January 7, 2004

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

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AMENDMENT

Sir:

In response to the Official Action dated October 8, 2003, please amend the above-identified application as follows:

REMARKS

Claims 1-11 were most recently presented for examination. The Examiner rejected claims 1-3, 6, and 8-10 under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 5,164,903 to Lin, et. al. (hereinafter "Lin"). Claims 4, 5, 7, and 11 were objected to as being dependent upon a rejected base claim, but were allowable if rewritten in independent form.

Lin discloses "a control method for four wheel drive vehicles...[that] controls the drive torque to the vehicle wheels in proportion to vehicle loading and road surface friction coefficients *in response to front and rear wheel speeds* and front and rear wheel accelerations...". Abstract (emphasis added). Lin does this by recognizing that it is desirable